

**SUMMARIZED MINUTES
SCOTTSDALE CITY COUNCIL
TUESDAY, SEPTEMBER 7, 2004**

APPROVED



**CITY HALL KIVA
3939 N. DRINKWATER BOULEVARD
SCOTTSDALE, AZ 85251**

CALL TO ORDER

Mayor Manross called to order a Regular Meeting of the Scottsdale City Council on Tuesday, September 7, 2004 in the Kiva, City Hall, at 5:03 P.M.

ROLL CALL

Present: Mayor Mary Manross
Vice Mayor Robert Littlefield
Council Members Betty Drake, Wayne Ecton,
Ron McCullagh, W.J. "Jim" Lane, and Kevin Osterman

Also Present: City Manager Jan Dolan
City Attorney Joseph Bertoldo
City Clerk Carolyn Jagger

PLEDGE OF ALLEGIANCE

- Councilwoman Betty Drake

INVOCATION

- Pastor Jack Sylvester, Brotherhood of Man Congregation

PRESENTATIONS/INFORMATION UPDATES

- John Baracy, Scottsdale Unified School District

PUBLIC COMMENT

Mike Merrill, 8713 E Vernon Av, 85257, presented slides of homes with code violations and requested that Council schedule a public hearing on the issues to allow public input.

Mike Aloisi, 6846 N 72nd Pl, 85250, urged greater protection for police officers.

NOTE IN ACCORDANCE WITH PROVISIONS OF THE ARIZONA REVISED STATUTES THE SUMMARIZED MINUTES OF CITY COUNCIL MEETINGS ARE NOT VERBATIM TRANSCRIPTS. ONLY THE ACTIONS TAKEN AND DISCUSSION APPEARING WITH QUOTATION MARKS ARE VERBATIM. DIGITAL RECORDINGS OF CITY COUNCIL MEETINGS ARE ON FILE IN THE CITY CLERK'S OFFICE.

CONSENT AGENDA ITEMS 1 – 10

Item 8 was withdrawn from the Consent Agenda.

1. Cobblestone 2 Go #7 Liquor License

Request: To consider forwarding a favorable recommendation to the Arizona Department of Liquor Licenses and Control for a series 10 (Beer & Wine Store) liquor license for a convenience store currently operating with an interim permit.

Location: 3399 N. Scottsdale Road

Reference: 56-LL-2004

Staff Contact(s): Kroy Ekblaw, Planning and Development Services General Manager, 480-312-7064, kekblaw@scottsdaleaz.gov; Bob Bushfield, Plan Review and Permit Services Director, 480-312-7096, bbushfield@scottsdaleaz.gov

2. The Orange Table Liquor License

Request: To consider forwarding a favorable recommendation to the Arizona Department of Liquor Licenses and Control for a series 12 (restaurant) liquor license for a newly licensed location.

Location: 7373 E. Scottsdale Mall

Reference: 57-LL-2004

Staff Contact(s): Kroy Ekblaw, Planning and Development Services General Manager, 480-312-7064, kekblaw@scottsdaleaz.gov; Bob Bushfield, Plan Review and Permit Services Director, 480-312-7096, bbushfield@scottsdaleaz.gov

3. D's Market Liquor License

Request: To consider forwarding a favorable recommendation to the Arizona Department of Liquor Licenses and Control for a series 10 (beer & wine store) liquor license for an existing convenience store.

Location: 3640 N. Miller Road

Reference: 58-LL-2004

Staff Contact(s): Kroy Ekblaw, Planning and Development Services General Manager, 480-312-7064, kekblaw@scottsdaleaz.gov; Bob Bushfield, Plan Review and Permit Services Director, 480-312-7096, bbushfield@scottsdaleaz.gov

4. Mr. C's Exquisite Chinese Dining Liquor License

Request: To consider forwarding a favorable recommendation to the Arizona Department of Liquor Licenses and Control for an extension of premises to expand the outdoor patio for dining on the east side of the property.

Location: 4302 N. Scottsdale Road

Reference: 30-EX-2004

Staff Contact(s): Kroy Ekblaw, Planning and Development Services General Manager, 480-312-7064, kekblaw@scottsdaleaz.gov; Bob Bushfield, Plan Review and Permit Services Director, 480-312-7096, bbushfield@scottsdaleaz.gov

5. Vista Collina Abandonment

Requests: Consider the following:

1. Abandon 0.45 acres of the remnant ¼ cul-de-sac roadway of the former Coyote Road alignment.
2. Adopt Resolution No. 6546 vacating and abandoning a public right-of-way.

Location: 11635 N. 134th Street

Reference: 10-AB-2004

Staff Contact(s): Randy Grant, Chief Planning Officer, 480-312-7995,
rgrant@scottsdaleaz.gov; Suzanne Colver, Senior Planner, 480-312-7087,
scolver@scottsdaleaz.gov

6. William Allen Property Rezoning

Requests:

1. Rezone from Single Family Residential (R1-35) to Single Family Residential (R1-10) on a 1 +/- acre parcel located at the 7300 block of E. Kalil Drive.
2. Adopt Ordinance No. 3587 affirming the rezoning.

Location: 7300 block of E. Kalil Drive

Reference: 13-ZN-2004

Staff Contacts: Randy Grant, Chief Planning Officer, 480-312-7995,
rgrant@scottsdaleaz.gov; Tim Curtis, Project Coordination Manager, 480-312-4210,
tcurtis@scottsdaleaz.gov

7. Architectural Design Services Contract for WestWorld Multi-Purpose Exhibit Hall Building

Request: Authorize Architectural Services Contract No. 2004-132-COS with gh2 Gralla Architects in the amount of \$1,965,000 for design and construction services required for the new WestWorld Multi-Purpose Exhibit Hall Building.

Related Policies, References:

- Development Review Board (Case #41-DR-2003) July 10, 2003 – WestWorld Design Guidelines
- City Council – WestWorld Master Development Plan, March 18, 2003
- Planning Commission (Case # 20-ZN-1995#2) January 28, 2003 – WestWorld Master Development Plan
- Development Review Board (Case #116-DR-93 #2, 3, and 4) May 1994 related to WestWorld entry signage, re-vegetation, and Western Theme Park

Staff Contact(s): Al Dreska, Municipal Services General Manager, 480-312-5555,
adreska@scottsdaleaz.gov; Corey E. Lew, Project Manager, (480) 312-7769,
clew@scottsdaleaz.gov

Lyle Wurtz, 6510 E Palm Ln, 85257, opposed taxpayers paying for this type of expense. Ms. Dolan noted that both the direct and indirect benefits to the city must be considered when looking at WestWorld's impact on the community. She assured Council that Mr. Wurtz would be provided with a full accounting of WestWorld.

8. Construction Contract Modification and CIP Contingency Fund Transfer to Construct WestWorld Improvements

ITEM 8 WITHDRAWN. SEE PAGE 4.

9. Settlement of Stevens versus City of Scottsdale

Request: Consider approval of settlement of \$30,000 in lawsuit filed against the City, *Stevens v City of Scottsdale*, Cause No. CV 2002-092678, Maricopa County Superior Court.

Staff Contact(s): Joseph R. Bertoldo, City Attorney, 480-312-2405,
jbortoldo@scottsdaleaz.gov; R. Scott Currey, Assistant City Attorney, 480-312-2405,

surrency@scottsdaleaz.gov; Myron Kuklok, Risk Management Director, 480-312-7841,
mkuklok@scottsdaleaz.gov

10. Ocean Systems Video Enhancement System Sole Source Purchase

Request: Authorize sole source purchase contract # 04SS071 with Ocean Systems to provide a computer-based video analysis and enhancement system.

Staff Contact(s): Alan Rodbell, Chief of Police, 480-312-5000,
arodbell@scottsdaleaz.gov; Lt. Steve Gesell, Special Investigations Section, 480-312-8219, sgesell@scottsdaleaz.gov

MOTION AND VOTE – CONSENT AGENDA

VICE MAYOR LITTLEFIELD MOVED FOR APPROVAL OF CONSENT AGENDA ITEMS 1-7, 9 AND 10, WITH THE ADDITIONAL GRAPHICS SUBMITTED FOR ITEM 4. COUNCILWOMAN DRAKE SECONDED THE MOTION, WHICH CARRIED 7-0.

ITEM 8 WITHDRAWN

8. Construction Contract Modification and CIP Contingency Fund Transfer to Construct WestWorld Improvements

Requests:

1. Authorize Construction Contract Modification No. 04PB070A to Bid Award No. 04PB070 (Scottsdale Road Improvements – Phase II) with Hunter Contracting in the amount of \$438,387.
2. Authorize a Capital Contingency Fund transfer in the amount of \$355,000 from Account No 400-Z9400 (Unallocated Capital Contingency) to CIP Account No. 400-D0303 (WestWorld Paving Projects).

Related Policies, References:

- Development Review Board (Case #41-DR-2003) July 10, 2003 – WestWorld Design Guidelines
- City Council – WestWorld Master Development Plan, March 18, 2003
- Planning Commission (Case # 20-ZN-1995#2) January 28, 2003 – WestWorld Master Development Plan

Staff Contact(s): Al Dreska, Municipal Services General Manager, 480-312-5555,
adreska@scottsdaleaz.gov; Dan Walsh, Project Manager, 480-312-5248,
dwalsh@ci.scottsdale.az.us

NO ACTION WAS TAKEN ON ITEM 8.

REGULAR AGENDA ITEM 11

11. Fire Department Staffing, Communications (Dispatch) Provider, Funding and Automatic Aid

1. Adopt Ordinance No. 3588 to create a Municipal Fire Department in the City of Scottsdale and establish the position of Fire Chief for the Department.

2. Authorize the addition of 256 total full time equivalent Fire Department positions to the City's existing 2004/05 adopted operating budget to support the new municipal Fire Department planned staffing changes.
3. Authorize the transfer of \$560,000 from the General Fund Contingency (100-99501-52890) into the Fire Transition operating cost center (100-08020-511XX, salary and benefits as appropriate) to support the phased hiring and training of specified key personnel in FY 2004/05 based upon Attachment 2 to the Council Action Report. These personnel are required to provide adequate support for a successful transition of service from the current provider to the municipal model.
4. Adopt Resolution No. 6550 authorizing the City Manager to sign Intergovernmental Agreement #2004-138-COS for the Phoenix Fire Department Regional Dispatch System and Intergovernmental Agreement #2004-139-COS formally initiating the City's participation in the Central Arizona Life Safety Response System Council, including Automatic Aid.
5. Authorize Capital Improvement Project (CIP) contingency and transfers for the initial equipment needed for the regional dispatch system in the amount of \$1.2 million and authorize CIP contingency and transfers needed to improve identified radio system infrastructure deficiencies in the amount of \$1.2 million for total CIP contingency transfers of \$2.4 million.

Staff Contact(s): Willie McDonald, Fire Department Fire Chief, 480-312-1880, wmcdonald@scottsdaleaz.gov; Craig Clifford, Financial Services General Manager, 480-312-2364, cclifford@scottsdaleaz.gov; Neal Shearer, Human Resources General Manager, 480-312-2604, nshearer@scottsdaleaz.gov

Chief William McDonald gave a slide presentation, which is summarized below.

Background

Terms

Fire engine

- SMALLER, WATER, HOSE AND PUMP
Fire truck or ladder
- LARGER, TOOLS, EQUIPMENT, LADDER(S)
"Still" alarm
- KNOWN INCIDENT TYPE, SINGLE COMPANY
Full (first) alarm assignment
- 3 ENGINES, 1 TRUCK, 1 BATTALION CHIEF

Specialized apparatus not shown are small brush vehicles that are lighter, 4 wheel drive and able to move while pumping water, Technical Rescue Truck with large complement of special rescue and shoring equipment, Hazardous Materials Rescue vehicle - specialized protective clothing, detection, monitoring and isolation equipment and a Support Unit that has large inventories of salvage equipment, air cylinders, lights, and rehabilitation supplies.

Basic unit of the fire service. It carries fire hose, has a pump to boost hydrant pressure to increase the water pressure, and a water tank. If we only have enough money

to do one thing, we would have one of these, staff it with firefighters, and send it to all types of emergencies.

Support vehicle, large toolbox on wheels, power equipment, ladders, forcible entry tools, and ventilation auto extrications. Used to assist in extinguishing activities, forcible entry, rescues, auto extrications.

Adding a crew to an engine or truck turns it into a company. This engine company has general goals at fires, medical calls, rescue incidents, and other emergencies. Truck companies are support units and handle search and rescue activities, forcible entry, salvage work, shoring unstable areas, vehicle extrications, securing utilities, and ventilation (evacuation of smoke and hot gases from buildings.) A company is directed by a fire captain with at least one member a paramedic.

Station 827 is under construction at Pima and Ranch Roads. The trailer will remain staffed and occupied until a permanent location and facility is located. All in-service companies have at least one paramedic on board.

Emergency

- FIRE RESPONSE, ADVANCED LIFE SUPPORT (PARAMEDICS), TECHNICAL RESCUE, DIVE TEAM, HAZARDOUS MATERIALS, EXTRICATIONS, AMBULANCE TRANSPORTATION, AIR RESCUE, DISASTERS, WEAPONS OF MASS DESTRUCTION, SUPPORT SWAT

Non-emergency

- PLAN REVIEW, INSPECTION SERVICES, COMMUNITY OUTREACH, PUBLIC EDUCATION, DISASTER PREPAREDNESS, FIRE INVESTIGATIONS, SERVICE CALLS, RECORDS

So why do we place fire stations in communities and neighborhoods and why are there so many? Why do fire and EMS make a great marriage?

Flashover - all ordinary combustibles in a room reach their ignition temperature and burn without direct flame contact. In temperature exceeding 1000 F, occupants cannot survive, property loss increases exponentially - becomes impossible to confine the fire to the room of origin, and is unsafe for firefighters.

Irreversible brain damage begins, according to AHA 4 - 6 minutes after a person stops breathing and their heart stops circulating blood. Our ability to successfully resuscitate someone falls off significantly after this point. We want to arrive and begin medical interventions prior to this time.

Background - Dispatch Provider

Background

Radio System Improvements

- ☐ Difference between radio system and dispatch
 - RADIO SYSTEM PROVIDES COMMUNICATIONS AFTER FIREFIGHTERS ARE DISPATCHED
- ☐ Design and construction work needed to support field operations
- ☐ Geographic pockets within City do not meet national standards for reliability

It all begins here - with 911 calls. Link between Citizens and FD resources. Point of contact for employees and chiefs. Transition must be seamless, without interruption and must be reliable from the beginning.

R/M has submitted a proposal to continue this service for us.

95 % reliability is national standard for emergency communications - When a FF talks into their radio, standard is that transmission is heard minimum of 95 % of the time.

Phoenix Regional Communications Center provides the greatest number of benefits. Some are unique to Phoenix - dispatches adjacent agencies, reduces response time (no phone calls between centers.)

ADDENDUM - Clarifies our relationship and specifies the terms of our participation. Also makes clear our ability to retain control of our resources, and determine the services provided to our community.

Fire Department

- ☐ Eleven 4-person fire companies - urban, high call volume, density, less protected structures
- ☐ Three shifts
- ☐ Senior and administrative staff

Dispatch Provider - Phoenix

Recommended

Automatic Aid

- ☐ Reduces response time
- ☐ Provides immediate City coverage
- ☐ Depth of resources - 150 engines and trucks
- ☐ Consistency in emergency operations
- ☐ Joint planning for future stations
- ☐ Interagency training

Recommended Radio System Improvements

Financial Summary - Estimate

Summary of Actions

- ☐ Ordinance formally creating Fire Department
- ☐ Authorize 257 positions
 - \$560,000 CONTINGENCY TRANSFER
- ☐ Authorize contract with Phoenix for dispatch services
 - \$1.2 MILLION CONTINGENCY TRANSFER
- ☐ Authorize Automatic Aid
- ☐ Approve \$1.2 million contingency transfer
 - DEVELOP RADIO SYSTEM

Discussion following the presentation clarified the following:

- Preferential treatment will not be given to current Rural Metro employees, but staffing will begin by pulling from that pool of applicants first, followed by background checks, physical fitness testing, and oral interviews.
- The proposed staffing of 257 does not include EMS personnel. It was noted that the Fire Chief may come back before the Council in the Fall to discuss different options for providing that service.
- Human Resources Department is currently surveying other cities before determining the range for salaries of new firefighters.
- In regard to the regional dispatch center and the automatic aid system, an addendum to the IGA clearly identifies services each community provides to their citizens, how they respond to calls, and that any changes will be made by majority rule of the consortium of twenty. Financial impacts will come back to the City Council to be approved.
- The \$25M figure, over the original estimate of \$22.8M, is due to inflation and proposed different assumptions for administrative staff.
- The recommendation of four-man crews for eleven companies is based on the activity level, the demographics, and the development of those areas.

- The title of Resolution 6550 should be corrected to read "City Manager" rather than "Mayor" to execute the IGA.

MOTION AND VOTE – ITEM 11

VICE MAYOR LITTLEFIELD MOVED FOR APPROVAL OF REQUESTS 1-5 UNDER AGENDA ITEM 11 WITH THE REVISION TO RESOLUTION 6550 TO READ "CITY MANAGER" RATHER THAN "MAYOR" TO EXECUTE THE IGA. COUNCILMAN ECTON SECONDED THE MOTION.

VICE MAYOR LITTLEFIELD AMENDED THE MOTION TO SELECT THE NEW PUBLIC SAFETY TAX AS THE SOURCE FOR THE CONTINGENCY TRANSFER. COUNCILMAN ECTON SECONDED THE AMENDMENT.

THE MOTION, AS AMENDED, CARRIED 7-0.

PUBLIC COMMENT - None

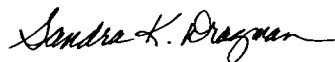
CITY MANAGER'S REPORT - None

MAYOR AND COUNCIL ITEMS - None

ADJOURNMENT

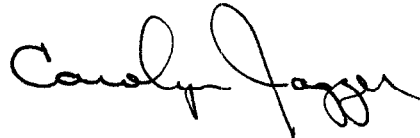
With no further business to discuss, the meeting adjourned at 6:26 P.M.

SUBMITTED BY:



Sandy Dragman
Recording Secretary

REVIEWED BY:



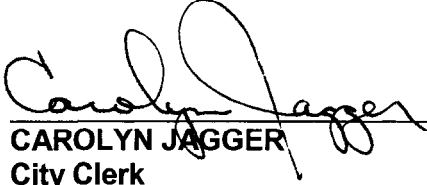
Carolyn Jagger
City Clerk

C E R T I F I C A T E

I hereby certify that the foregoing Minutes are a true and correct copy of the Minutes of the Regular Meeting of the City Council of Scottsdale, Arizona held on the 7th day of September 2004.

I further certify that the meeting was duly called and held, and that a quorum was present.

DATED this 10th day of September 2004.



CAROLYN JAGGER
City Clerk